

Annual Report of  
Fee Generating Appointments  
Pursuant to Supreme Judicial Court Rule 1:07  
For Fiscal Year 2005


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## *Statement of the Justices of the Supreme Judicial Court*

**B**y virtue of the adoption of Supreme Judicial Court Rule 1:07, the Supreme Judicial Court has committed the court system to provide equal opportunities for all fee-generating appointments. All of the appointments listed in this report are open to all qualified persons without regard to race, sex, religion, national origin, disability, age, sexual orientation or socioeconomic status.

## *Statement of the Chief Justice for Administration and Management*

his report lists all categories of fee generating appointments made by the judiciary, the eligibility requirements for said appointments, and contact information for those persons interested in applying for inclusion on any of the appointment lists used by the Supreme Judicial Court, the Appeals Court and the Trial Court. Inclusion on the judiciary's appointment lists is based solely on qualifications and appointments are made without regard to race, sex, religion, national origin, disability, age, sexual orientation or socioeconomic status.

Court appointees play an integral role in our judicial system. I would like to take this opportunity to thank all those persons who already have made themselves available for court appointments and to encourage those qualified persons who have not yet come forward to contact the courts in which they practice and apply.

Robert A. Mulligan  
Chief Justice for  
Administration and Management  
July 7, 2004

### SJC RULE 1:07 (1) REPORT

<b>COURT:</b> Supreme Judicial Court				
<b>FISCAL YEAR:</b> 2002				
	Type of Appointment	Method of Appointment	Qualifications	Method of Application
1.	<b>Commissioner</b> pursuant to SJC Rule 4:01 (14)	By Single Justice upon recommendation of Bar Counsel	Familiarity with the practice of the particular disabled or deceased lawyer.	To Apply Contact:  Office of Bar Counsel 75 Federal Street Boston, MA 02110 (617) 728-8700
2.	<b>Guardian Ad Litem</b>	By Single Justice from applicable Probate and Family Court Department List	See applicable Probate and Family Court Department List.	See applicable Probate and Family Court Department List.
3.	<b>Special Master &amp; Commissioner</b> pursuant to SJC Rule 2:13	By Single Justice or Full Court	<i>Appointment made on case specific basis.</i>	<i>Procedure will vary with nature of case.</i>

(N.B. Appointments listed for the Supreme Judicial Court are made infrequently and on a case by case basis.)

### SJC RULE 1:07(1) REPORT

<b>COURT:</b> Appeals Court				
<b>FISCAL YEAR:</b> 2002				
	Type of Appointment	Method of Appointment	Qualification	Method of Application
1.	<b>Conference Counsel</b>	By Conference Program Coordinator from Appeals Court list	Attorney admitted to practice before SJC with at least fifteen years experience, extensive work in civil litigation (trial and appellate), subject matter expertise in the types of cases selected for participation in the Conference Program, and either (1) experience as a mediator at the appellate level, or (2) at least eight years experience as a mediator, arbitrator, or similar position.	Apply to:  Emily Tobin, Esq. Conference Program Coordinator J.W. McCormack Post Office and Courthouse Appeals Court Conference Program 90 Devonshire Street Room 730 Boston, MA 02109

	Type of Appointment	Method of Appointment	Qualification	Method of Application
2.	<b>Counsel</b> in criminal and child welfare cases	Appointment is per order of a Single Justice, however specific appointment is made by CPCS	Certification by CPCS	To Apply Contact:  Committee for Public Counsel Services 44 Bromfield Street Boston, MA 02108 (617) 482-6212 <a href="http://www.state.ma.us/cpcs">www.state.ma.us/cpcs</a>

### SJC RULE 1:07 (1) REPORT

<b>COURT:</b> Boston Municipal Court Department				
<b>FISCAL YEAR:</b> 2002				
	Type of Appointment	Method of Appointment	Qualifications	Method of Application
1.	<b>Counsel</b> for respondent in a civil commitment under G.L. c. 123	By Judge from CPCS list	Certification by CPCS	To Apply Contact:  Committee for Public Counsel Services 44 Bromfield Street Boston, MA 02108 (617) 482-6212 <a href="http://www.state.ma.us/cpcs">www.state.ma.us/cpcs</a>
2.	<b>Counsel</b> appointed for indigent or marginally indigent defendants in criminal matters	By Judge from CPCS list	Certification by CPCS	To Apply Contact:  Committee for Public Counsel Services 44 Bromfield Street Boston, MA 02108 (617) 482-6212 <a href="http://www.state.ma.us/cpcs">www.state.ma.us/cpcs</a>



## SJC RULE 1:07 (1) REPORT

<b>COURT:</b> District Court Department				
<b>FISCAL YEAR:</b> 2002				
	<b>Type of Appointment</b>	<b>Method of Appointment</b>	<b>Qualifications</b>	<b>Method of Application</b>
1.	<b>Care and Protection Investigator</b>	Judge orders appointment from next on list (unless special qualifications are required in a particular case)	Applicant must be qualified as an expert according to the rules of common law or by statute, or must be an agent of an approved charitable corporation or agency substantially engaged in the foster care or protection of children. G.L. c. 119, § 21.	Forward letter of interest and resume to First Justice of division in which appointment is sought.

	Type of Appointment	Method of Appointment	Qualifications	Method of Application
2.	<b>Guardian</b> to exercise or waive statutory privileges	Judge orders appointment from list	<p>In cases in which a party is not competent due to mental illness or disease, applicant must be a licensed mental health professional or an attorney.</p> <p>In cases involving juveniles with privileges, applicant must be qualified to be an investigator under G.L. c. 119, § 21, or must be an attorney.</p> <p>In other cases, applicant must be a licensed physician or other health care professional as appropriate to the circumstances of the matter.</p>	Forward letter of interest and resume to First Justice of division in which appointment is sought. In appropriate cases, a particular guardian may be suggested by the parties.
3.	<b>Stenographer</b>	Applicant's name is taken from existing Superior Court list.	Established by Superior Court Department.	Established by Superior Court Department.
4.	<b>“Rogers” Monitor</b> in mental health case under G.L. c. 123, § 8B(e)	Judge orders appointment.	<i>Qualifications not yet established. Currently under review.</i>	Generally, applicant is suggested by parties.

	Type of Appointment	Method of Appointment	Qualifications	Method of Application
5.	<b>Counsel</b> appointed for indigent or marginally indigent defendant in criminal matter	By Judge from CPCS List	Certification by CPCS	To Apply Contact:  Committee for Public Counsel Services 44 Bromfield Street Boston, MA 02108 (617) 482-6212 <a href="http://www.state.ma.us/cpcs">www.state.ma.us/cpcs</a>
6.	<b>Counsel</b> appointed for parents and children in proceeding under G.L. c. 119	By Judge from CPCS list	Certification by CPCS	To Apply Contact:  Committee for Public Counsel Services 44 Bromfield Street Boston, MA 02108 (617) 482-6212 <a href="http://www.state.ma.us/cpcs">www.state.ma.us/cpcs</a>

### SJC RULE 1:07 (1) REPORT

<b>COURT:</b> Housing Court Department				
<b>FISCAL YEAR:</b> 2002				
	<b>Type of Appointment</b>	<b>Method of Appointment</b>	<b>Qualifications</b>	<b>Method of Application</b>
1.	<b>Guardian Ad Litem</b>	By Judge from that particular division of the Housing Court's list	Member of the bar in good standing with experience in trial practice or landlord/tenant law.	Apply to particular division of the Housing Court for inclusion on Court's list.
2.	<b>Trustee</b>	By Judge from that particular division of the Housing Court's list	Member of the bar in good standing with prior experience in trust administration.	Apply to particular division of the Housing Court for inclusion on Court's list.
3.	<b>Receiver</b>	By Judge from that particular division of the Housing Court's list	Experience as an attorney in landlord/tenant practice or an individual or entity with significant housing management experience.	Apply to particular division of the Housing Court for inclusion on Court's list.

## SJC RULE 1:07 (1) REPORT

<b>COURT:</b> Juvenile Court Department				
<b>FISCAL YEAR:</b> 2002				
	Type of Appointment	Method of Appointment	Qualifications	Method of Notification/Application
1.	<b>Counsel</b> for child in delinquency complaints, G.L. c. 119, §§ 54-58	By judge from list of CPCS approved attorneys or from local county's Bar Advocate Program	Certification by CPCS	<p>To Apply Contact:</p> <p>Committee for Public Counsel Services  44 Bromfield Street  Boston, MA 02108  (617) 482-6212  <a href="http://www.state.ma.us/cpcs">www.state.ma.us/cpcs</a></p> <p>Any attorney interested in receiving appointments from any of the divisions of the Juvenile Court shall notify the First Justice of the particular division(s) in which he/she desires to receive appointments of his/her availability. A form entitled "Attorney Notification of Availability for Appointments" is available for counsel to complete and submit to the First Justice.</p>

	Type of Appointment	Method of Appointment	Qualifications	Method of Notification/Application
2.	<b>Counsel</b> for defendant in youthful offender indictments, G.L. c. 119 §§ 54-58	By judge from list of CPCS approved attorneys	Certification by CPCS	<p>To Apply Contact:</p> <p>Committee for Public Counsel Services 44 Bromfield Street Boston, MA 02108 (617) 482-6212 <a href="http://www.state.ma.us/cpcs">www.state.ma.us/cpcs</a></p> <p>Notification to a particular division is same as #1 above.</p>
3.	<b>Counsel</b> for child or parent in care and protection petitions, G.L. c. 119, § 26 and G.L. c. 210 § 3 petitions	By judge from list of CPCS approved attorneys	Certification by CPCS	<p>To Apply Contact:</p> <p>Committee for Public Counsel Services 44 Bromfield Street Boston, MA 02108 (617) 482-6212 <a href="http://www.state.ma.us/cpcs">www.state.ma.us/cpcs</a></p> <p>Notification to a particular division is same as #1 above.</p>

	Type of Appointment	Method of Appointment	Qualifications	Method of Notification/Application
4.	<b>Counsel</b> for child or parent in guardianship of a minor petition where DSS is a party and which has been filed in connection with a pending care and protection petition, G.L. c. 201 § 1	By judge from list of CPCS approved attorneys	Certification by CPCS	<p>To Apply Contact:</p> <p>Committee for Public Counsel Services 44 Bromfield Street Boston, MA 02108 (617) 482-6212 <a href="http://www.state.ma.us/cpcs">www.state.ma.us/cpcs</a></p> <p>Notification to a particular division is same as #1 above.</p>
5.	<b>Counsel</b> for child in Child in Need of Services (CHINS) petition, G.L. c. 119, §§ 39E - 39I.	By judge from list of CPCS approved attorneys	Certification by CPCS	<p>To Apply Contact:</p> <p>Committee for Public Counsel Services 44 Bromfield Street Boston, MA 02108 (617) 482-6212 <a href="http://www.state.ma.us/cpcs">www.state.ma.us/cpcs</a></p> <p>Notification to a particular division is same as #1 above.</p>

	Type of Appointment	Method of Appointment	Qualifications	Method of Notification/Application
6.	<b>Counsel</b> for child in G.L. c. 123 commitment	By judge from list of CPCS approved attorneys	Certification by CPCS	<p>To Apply Contact:</p> <p>Committee for Public Counsel Services  44 Bromfield Street  Boston, MA 02108  (617) 482-6212  <a href="http://www.state.ma.us/cpcs">www.state.ma.us/cpcs</a></p> <p>Notification to a particular division is same as #1 above.</p>



	Type of Appointment	Method of Appointment	Qualifications	Method of Notification/Application
7.	<b>Court Investigator</b> in care and protection petition, G.L. c. 119, §§ 21 & 24	By judge from that particular Division of the Juvenile Court's list	<p>a) The person shall have a familiarity with the applicable juvenile law, particularly the law governing court investigations pursuant to G.L. c. 119, §§ 21 and 24, b) The person shall have a thorough familiarity with the various resources and services available within the community, c) The person shall have the ability to perform his/her investigatory responsibilities in a thorough, diligent and timely fashion, d) The person shall have excellent communication skills, both written and oral, e) The person shall have solid analytical abilities and the aptitude to exercise sound independent judgment, f) The person shall have a minimum of a college degree combined with <b>significant and substantial</b> investigative experience and a background in protective child custody matters, or a graduate degree or law degree with <b>substantial</b></p>	<p>a) The person shall submit a letter of interest, a current resume, and a recent writing sample to the First Justice of the division of the Juvenile Court in which the person is seeking appointments. The person may also submit letters of reference and letters of recommendations for the First Justice's consideration,</p> <p>b) The First Justice or his/her designee may interview any applicant to determine whether the person has the necessary qualifications to perform the responsibilities of a court investigator or guardian ad litem. If the First Justice or his/her designee is sufficiently familiar with the applicant's qualifications, educational background, experience and abilities, an interview shall not be required,</p>

	Type of Appointment	Method of Appointment	Qualifications	Method of Notification/Application
7.	<b>Court Investigator</b> (continued)		<p>educational in protective child custody matters, g) the person shall not have an adult criminal record of convictions for offenses which would interfere with the candidate's ability to perform his/her duties and responsibilities, h) The person shall not be a registered sexual offender, i) The person shall be free from any conflict of interest in receiving these appointments, and j) Upon request, the person seeking appointment as a court investigator shall undergo any training offered or endorsed by the court of appointment.</p>	<p>c) The First Justice or his/her designee shall notify the applicant in writing as to whether or not the person has been added to that division's list of court investigators and/or guardians ad litem,</p> <p>d) The First Justice or his/her designee may, within his/her discretion, qualify any person as a court investigator who has been so qualified by another division of the Juvenile Court for appointment within his/her particular division, and</p> <p>e) To ensure that a new candidate is able to adequately perform his/her responsibilities in the appointed position, the First Justice or his/her designee may establish a probationary period.</p>

	Type of Appointment	Method of Appointment	Qualifications	Method of Notification/Application
7.	<b>Court Investigator</b> (continued)			In the event a probationary period is established, the candidate shall be informed in writing about the period of probation. The establishment of a probationary period does not preclude or restrict the First Justice or his/her designee from removing the person from his/her division's list in accordance with the Removal Procedures established by the Chief Justice for Administration and Management.
8.	<b>Guardian Ad Litem</b> who serves as monitor for the administration of antipsychotic medications and extraordinary medical treatment	By judge from that particular Division of the Juvenile Court's list	<i>The qualifications for this type of guardian ad litem currently are being developed by the Juvenile Court.</i>	Same as # 7, set forth above.

	Type of Appointment	Method of Appointment	Qualifications	Method of Notification/Application
9.	<b>Guardian Ad Litem/Next Friend, Guardian Ad Litem/Evaluator, &amp; Guardian Ad Litem/Investigator</b> in care and protection petition, G.L. c. 210 petition, or CHINS matter	By judge from that particular Division of the Juvenile Court's list	a) The person shall have a familiarity with the pertinent statutory and case law governing the actions in which he/she is seeking appointment, b) The person shall have a thorough familiarity with the various resources and services available within the community that are applicable to the particular type of action, c) The person shall have the ability to perform his/her responsibilities as guardian ad litem in a thorough, diligent, and timely fashion, d) The person shall have excellent communication skills, both written and oral, e) The person shall have solid analytical abilities and the aptitude to exercise sound independent judgment, f) The person shall have strong advocacy skills, g) The person shall have a minimum of a college degree combined with <i>significant and substantial</i> experience and a background in related juvenile matters or a	Same as # 7, set forth above.

	Type of Appointment	Method of Appointment	Qualifications	Method of Notification/Application
9.	<b>Guardian Ad Litem/Next Friend, Guardian Ad Litem/Evaluator, &amp; Guardian Ad Litem/Investigator</b> in care and protection petition, G.L. c. 210 petition, or CHINS matter. (continued)		graduate or law degree with <b><i>substantial</i></b> educational and/or career experience in juvenile matters. To be considered for an appointment as a guardian ad litem/evaluator, the person or entity conducting any psychological testing or evaluation, parenting evaluation, trauma evaluation, or any such other evaluation of a child or family, shall be required to hold the appropriate academic degrees, licenses, and clinical experience, h) The person shall not have an adult criminal record of convictions for offenses which would interfere with the candidate's ability to perform his/her duties and responsibilities, i) The person shall not be a registered sexual offender; and j) The person shall be free from any conflict of interest in receiving these appointments.	

	Type of Appointment	Method of Appointment	Qualifications	Method of Notification/Application
10.	<b>Guardian Ad Litem/Educational Advocate</b> in CHINS petition	By judge from that particular Division of the Juvenile Court's list	In addition to the list of qualifications set forth above in #9, the person must also have a thorough knowledge of the Educational Reform Act and relevant educational resources, as well as strong advocacy skills.	Same as # 7, set forth above.
11.	<b>Stenographer</b>	By judge	<i>At this time, the Juvenile Court rarely makes appointments for particular stenographers and does not maintain lists of eligible candidates.</i>	<i>At this time, the Juvenile Court rarely makes appointments of particular stenographers and does not maintain lists of eligible candidates.</i>

# SJC RULE 1:07 (1) REPORT

<b>COURT:</b> Land Court Department				
<b>FISCAL YEAR:</b> 2002				
	Type of Appointment	Method of Appointment	Qualifications	Method of Application
1.	<b>Title Examiner</b> in Tax Foreclosure case pursuant to G.L. c. 60, § 66	By Recorder or Deputy Recorder from list	Land Court Title Examiner  Qualification for Appointment as Land Court Title Examiner: 1) Member of the Massachusetts Bar for three years or more, and 2) Experience in conveyancing/title examination as evidenced by (a) resume, (b) two letters of recommendation from members of the Massachusetts Bar familiar with the applicant's work, and (c) sample abstract of title.	Apply to:  Chief Justice Peter W. Kilborn Land Court Department Edward W. Brooke Courthouse 24 New Chardon St. Boston, MA 02114
2.	<b>Title Examiner</b> In Registration and Confirmation case pursuant to G.L. c. 185, § 37	By Judge from list	See # 1 above.	See # 1 above.
3.	<b>Title Examiner</b> in case subsequent to Registration (S-cases) pursuant to G.L. c. 185	By Chief Title Examiner from list	See # 1 above.	See # 1 above.

	Type of Appointment	Method of Appointment	Qualifications	Method of Application
4.	<b>Guardian Ad Litem</b> in Registration and Confirmation case pursuant to G.L. c. 185, § 40	By Judge from list	See # 1 above.	See # 1 above.
5.	Title Examiner as a <b>Master</b> in Registration and Confirmation case pursuant to G.L. c. 185, § 43	By Judge from list	See # 1 above.	See # 1 above.
6.	<b>Guardian Ad Litem</b> in Miscellaneous case pursuant to G.L. c. 240, § 8	By Judge from list	See # 1 above.	See # 1 above.
7.	<b>Guardian Ad Litem</b> in Miscellaneous case pursuant to G.L. c. 60, § 80B	By Judge from list	See # 1 above.	See # 1 above.
8.	<b>Military Attorney</b> in Soldiers' & Sailors' Civil Relief Act case pursuant to 50 U.S.C.A. s. 520	By Judge from list	See # 1 above.	See # 1 above.



# SJC RULE 1:07 (1) REPORT

<b>COURT:</b> Probate and Family Court Department				
<b>FISCAL YEAR:</b> 2002				
	Type of Appointment	Method of Appointment	Qualifications	Method of Application
1.	<b>Counsel</b> in <i>Rogers</i> cases <b>A</b> G.L. c. 201, §§ 6(b), 6(c), 6A(b), 6A(c), 14(d); SJC Rule 3:10	By Judge from CPCS list	Certification by CPCS	To Apply Contact:  Committee for Public Counsel Services 44 Bromfield Street Boston, MA 02108 (617) 482-6212 <a href="http://www.state.ma.us/cpcs">www.state.ma.us/cpcs</a>
2.	<b>Counsel</b> in <i>Geriatric Rogers</i> <b>B</b> cases, G.L. c. 201, §§ 6(b), 6(c), 6A(b), 6A(c), 14(d); SJC Rule 3:10	By Judge from CPCS list	Certification by CPCS	To Apply Contact:  Committee for Public Counsel Services 44 Bromfield Street Boston, MA 02108 (617) 482-6212 <a href="http://www.state.ma.us/cpcs">www.state.ma.us/cpcs</a>

	Type of Appointment	Method of Appointment	Qualifications	Method of Application
3.	<b>Counsel</b> for child or parent <b>C</b> G.L. c. 119, §§ 29, 29B or G.L. c. 210, § 3 cases <i>Dept. of Public Welfare v. J.K.B.</i> , 379 Mass. 1 (1979) <i>Balboni v. Balboni</i> , 39 Mass.App.Ct. 210 (1995)	By Judge from CPCS list	Certification by CPCS	To Apply Contact:  Committee for Public Counsel Services 44 Bromfield Street Boston, MA 02108 (617) 482-6212 www.state.ma.us/cpcs
4.	<b>Guardian ad litem</b> in <b>D</b> actions involving Probate of Wills, G.L. c. 192, §§ 1B, 1C; Uniform Practice XXVI; Proceedings for arbitration or compromise by fiduciaries, G.L. c. 204, §§13, 14, 16, 18; Accounts and settlements, G.L. c. 206, §§ 24, 30; Complaints for Petitions for Instructions <b>Commissioner</b> for insolvent estate, G.L. c. 198, § 2 <b>Administrator</b> , G.L. c. 192, § 1 <i>et</i> <i>seq.</i> , <b>Trustee</b> , G.L. c. 203, §§ 4, 5, 12	By Judge from Court List	<ul style="list-style-type: none"> <li>- Admission to practice before SJC in good standing;</li> <li>- No felony conviction;</li> <li>- At least 3 years experience practicing probate law in Probate and Family Court of Massachusetts, of which one year may be serving a term as a law clerk for the Probate and Family Court Department, or</li> <li>- At least 3 years experience as an Assistant Register;</li> <li>- Professional liability insurance of at least \$100,000.00 coverage;</li> <li>- 6 hours per year (After 2001) of CLE in this field</li> </ul>	To Apply Contact  List Coordinator Administrative Office Probate and Family Court P.O. Box 9666 Boston, MA 02114-9666

	Type of Appointment	Method of Appointment	Qualifications	Method of Application
5.	<b>Guardian <i>ad litem</i>/evaluator</b> E custody/visitation/adoption issue G.L. c. 215, § 56A; Uniform Practices Xa	By Judge from Court List	<ul style="list-style-type: none"> <li>- License to practice medicine or psychology or a licensed independent clinical social worker, in good standing;</li> <li>- No felony conviction;</li> <li>- At least three years of experience since licensure conducting clinical evaluations and/or providing therapy with family members involved in or subject to court proceedings which include issues of child custody and visitation in paternity, guardianship of minor, state intervention, divorce and post divorce cases;</li> <li>- Professional liability insurance with at least \$100,000.00 coverage;</li> <li>- 6 hours per year (After 2001) of CLE in this field</li> </ul>	To Apply Contact  List Coordinator Administrative Office Probate and Family Court P.O. Box 9666 Boston, MA 02114-9666

	Type of Appointment	Method of Appointment	Qualifications	Method of Application
6.	<p>Domestic relations or custody/visitation/adoption case <b>F</b>  <b>Guardian ad litem</b>/investigator, G.L. c. 215, § 56A;  <b>Guardian ad litem</b>/next friend, G.L. c. 201, § 36  Uniform Practice Xa, Xb  <u>For attorneys only:</u>  <b>Counsel</b> for incompetent divorce defendant, G.L. c. 208, § 15  <b>Counsel</b> in divorce action to investigate or to investigate and defend, G.L. c. 208, § 16  <b>Guardian ad litem</b> to commence contempt action, G.L. c. 215, § 56B</p>	By Judge from Court List	<p>- Clinician meeting requirements for category E, or  - A licensed certified social worker or a licensed social worker or a licensed marriage and family therapist or a licensed rehabilitation counselor or a licensed mental health counselor, <b>and</b> at least three years experience conducting investigations in care and protection (G.L. c. 119, § 24, <i>et seq.</i>) cases and/or, in the Probate and Family Court Department, conducting investigations on issues of child custody and visitation in paternity, guardianship of minor, adoption, state intervention, divorce and post divorce cases, <b>or</b>  - Attorney admitted to practice before SJC, in good standing  - At least 3 years experience practicing domestic relations law in the Probate and Family Courts of Massachusetts, including cases involving divorce, paternity, custody, visitation, child support, alimony and contempt  <b>Clinicians and Attorneys must have:</b>  - No felony conviction  - Professional liability insurance with at least \$100,000.00 coverage;  - 6 hours per year (After 2001) of CLE or CPE in this field</p>	<p>To Apply Contact   List Coordinator  Administrative Office  Probate and Family Court  P.O. Box 9666  Boston, MA 02114-9666</p>

	Type of Appointment	Method of Appointment	Qualifications	Method of Application
7.	<p><b>Guardian <i>ad litem</i></b> <b>G</b>  next friend in G.L. c. 119, § 29 or  G.L. c. 210, § 3 case to exercise or  waive privileges.  <i>Adoption of Diane</i>, 400 Mass. 196  (1987); G.L. c. 112, § 135B; G.L.  c. 233, § 20B  For a minor parent signing an  adoption surrender. <i>Adoption of</i>  <i>Thomas</i>, 408 Mass. 446 (1990)</p>	By Judge from Court List	<ul style="list-style-type: none"> <li>- Admission to practice before SJC in good standing;</li> <li>- No felony conviction;</li> <li>- At least 3 years experience practicing in the Probate and Family Courts of Massachusetts, including custody cases pursuant to G.L. c. 119, § 23C and adoption consent cases pursuant to G.L. c. 210, § 3(b), and including issues of waiver of privilege</li> <li>- Certification by CPCS to accept appointments as counsel for children and parents in state intervention custody and adoption consent cases</li> <li>- familiarity with the provisions of G.L. c. 112, §§ 135, 135A, 135B and 129A and G.L. c. 233, § 20B</li> <li>- Professional liability insurance of at least \$100,000.00 coverage;</li> <li>- 6 hours per year (After 2001) of CLE in this field</li> </ul>	<p>To Apply Contact</p> <p>List Coordinator  Administrative Office  Probate and Family  Court  P.O. Box 9666  Boston, MA 02114-9666</p>

	Type of Appointment	Method of Appointment	Qualifications	Method of Application
8.	<b>Rogers Monitor</b> for ward <b>H</b> in <i>Rogers</i> and Geriatric <i>Rogers</i> cases, G.L. c. 201, §§ 6(d), 6A(d) and 14(a).	By Judge from Court List	<ul style="list-style-type: none"> <li>- Admission to practice before SJC in good standing;</li> <li>- No felony conviction;</li> <li>- At least 3 years experience practicing in the Probate and Family Courts of Massachusetts, including cases involving guardianship and authority to administer anti-psychotic medication to wards</li> <li>- Certification by CPCS to accept appointments as counsel in <i>Rogers</i> cases</li> <li>- Professional liability insurance of at least \$100,000.00 coverage;</li> <li>- 6 hours per year (After 2001) of CLE in this field</li> </ul>	<p>To Apply Contact</p> <p>List Coordinator Administrative Office Probate and Family Court P.O. Box 9666 Boston, MA 02114-9666</p>

	Type of Appointment	Method of Appointment	Qualifications	Method of Application
9.	<b>Guardian <i>ad litem</i> or Counsel I</b> Protective Services for Elderly Person pursuant to G.L. c. 19A, § 20; or Disabled Person pursuant to G.L. c. 19C, § 7	By Judge from Court List	<ul style="list-style-type: none"> <li>- Admission to practice before SJC in good standing;</li> <li>- No felony conviction;</li> <li>- At least 3 years experience practicing guardianship/conservatorship law in the Probate and Family Courts of Massachusetts, including cases involving protective services for elderly and/or disabled persons</li> <li>- familiarity with the provisions of G.L c. 19A, and G.L. c. 19C</li> <li>- Professional liability insurance of at least \$100,000.00 coverage;</li> <li>- 6 hours per year (After 2001) of CLE in this field</li> </ul>	To Apply Contact  List Coordinator Administrative Office Probate and Family Court P.O. Box 9666 Boston, MA 02114-9666

	Type of Appointment	Method of Appointment	Qualifications	Method of Application
10.	<b>Guardian ad litem</b> <b>J</b> Alienation of Land, G.L. c. 183, § 50, Partition of Land belonging to ward, G.L. c. 201, § 39, Partition of Land, G.L. c. 241, § 9 <b>Commissioner</b> for partition of real estate, G.L. c. 241, § 12	By Judge from Court List	- Admission to practice before SJC in good standing; - No felony conviction; - At least 10 years experience practicing in the probate field in the Probate and Family Court of Massachusetts, and in the real estate field, including at least three cases involving the partition of real estate in each of which cases real estate was partitioned or sold after appointment of a commissioner - familiarity with the provisions of G.L. c. 241 - Professional liability insurance of at least \$100,000.00 coverage; - 6 hours per year (After 2001) of CLE in this field	To Apply Contact  List Coordinator Administrative Office Probate and Family Court P.O. Box 9666 Boston, MA 02114-9666
11.	<b>Guardian ad litem</b> <b>K</b> Incompetent Person, Person not Ascertained, Person not in Being, G.L. c. 201, § 34	By Judge from Court List of CPCS List	Any person who is on list for category A, B, D, E, F, G, H, I, J or Q	There is no separate application for category K. Inclusion on any one or more of the following lists makes a candidate eligible for appointment in category K: A, B, D, E, F, G, H, I, J or Q



	Type of Appointment	Method of Appointment	Qualifications	Method of Application
12.	<b>Guardian <i>ad litem</i></b> <b>L</b> Next Friend for Minor Party, G.L. c. 201, § 34	By Judge from Court List	Any person who is on list for category D, E, F or G	There is no separate application for category L. Inclusion on any one or more of the following lists makes a candidate eligible for appointment in category L: D, E, F or G
13.	<b>Guardian <i>ad litem</i></b> <b>M</b> Temporary Guardianship - withholding medical treatment. <i>Matter of Spring</i> , 380 Mass. 629 (1980)	By Judge from Court List or CPCS List	Any person who is on list for category A, B, G, H or I	There is no separate application for category M. Inclusion on any one or more of the following lists makes a candidate eligible for appointment in category M: A, B, G, H or I

	Type of Appointment	Method of Appointment	Qualifications	Method of Application
14.	<b>Guardian <i>ad litem</i></b> N Child Performers, G.L. c. 231, § 85P½	By Judge from Court List	<ul style="list-style-type: none"> <li>- Admission to practice before SJC in good standing;</li> <li>- No felony conviction;</li> <li>- At least 10 years experience practicing as an attorney drafting and negotiating contracts for performers or entertainers</li> <li>- familiarity with the provisions of G.L. c. 231, § 85P½</li> <li>- Professional liability insurance of at least \$100,000.00 coverage;</li> <li>- 3 hours per year (After 2001) of CLE in this field</li> </ul>	<p>To Apply Contact</p> <p>List Coordinator Administrative Office Probate and Family Court P.O. Box 9666 Boston, MA 02114-9666</p>

	Type of Appointment	Method of Appointment	Qualifications	Method of Application
15.	<b>Physician, Certified</b> <b>Psychiatric Nurse Clinical Specialist</b> or <b>Licensed Psychologist</b> expert in mental illness, G.L. c. 201, §§ 6(a), 6(e)	By Judge from Court List	<ul style="list-style-type: none"> <li>- License to practice medicine in good standing</li> <li>- No felony conviction</li> <li>- At least five years devoting a substantial amount of time to the practice of psychiatry</li> <li>- Have been qualified in courts of the Commonwealth as an expert in the evaluation and treatment of mentally ill person in at least three different court cases, <b>or</b></li> <li>- Certification as Psychiatric Nurse Clinical Specialist (PNCS) in good standing</li> <li>- No felony conviction</li> <li>- practiced as PNCS for at least five years</li> <li>- have been qualified in courts of the Commonwealth as an expert in the evaluation and treatment of mentally ill persons in at least three different court cases, <b>or</b></li> <li>- License to practice psychology in good standing</li> <li>- No felony conviction</li> <li>- Practiced psychology for at least five years since being licensed as a psychologist</li> <li>- Have been qualified in courts of the Commonwealth as an expert in the evaluation and treatment of mentally ill person in at least three different court cases, <b>and</b></li> <li>- Professional liability insurance of at least \$100,000.00 coverage;</li> <li>- 6 hours per year (After 2001) CPE in this field.</li> </ul>	To Apply Contact  List Coordinator Administrative Office Probate and Family Court P.O. Box 9666 Boston, MA 02114-9666

	Type of Appointment	Method of Appointment	Qualifications	Method of Application
16.	<b>Guardian</b> of Minor G.L. c. 201, §§ 2, 14 <b>P</b>	By Judge from Court List	Any person who is on list for category D, E, F or G	There is no separate application for category P. Inclusion on any one or more of the following lists makes a candidate eligible for appointment in category P: D, E, F or G
17.	<b>Guardian</b> of Mentally Ill Person, G.L. c. 201, §§ 6, 14, Mentally Retarded Person, G.L. c. 201, §§ 6A, 14, Person Unable to Communicate Informed Decisions, G.L. c. 201, § 6B <b>Q</b>	By Judge from Court List	<ul style="list-style-type: none"> <li>- Admission to practice before SJC in good standing;</li> <li>- No felony conviction;</li> <li>- At least 3 years experience practicing law in guardianship cases in the Probate and Family Courts of Massachusetts</li> <li>- Have filed and had allowed by Court an account as guardian</li> <li>- Professional liability insurance of at least \$100,000.00 coverage;</li> <li>- 6 hours per year (After 2001) of CLE in this field</li> </ul>	<p>To Apply Contact</p> <p>List Coordinator Administrative Office Probate and Family Court P.O. Box 9666 Boston, MA 02114-9666</p>

	Type of Appointment	Method of Appointment	Qualifications	Method of Application
18.	<b>Guardian</b> of Spendthrift, <b>R</b> G.L. c. 201, §§ 8, 14 <b>Conservator</b> of person with mental weakness, G.L. c. 201, §§ 16, 21 <b>Conservator</b> of person in armed forces who is MIA or a POW, G.L. c. 201, § 16A <b>Conservator</b> of mentally retarded person, G.L. c. 201, § 16B <b>Receiver</b> for absentee's property G.L. c. 200, § 5	By Judge from Court List	Any person who is on list for category D or Q	There is no separate application for category R. Inclusion on any one or more of the following lists makes a candidate eligible for appointment in category R: D or Q
19.	<b>Master</b> Mass.R.Civ.P. 53 Mass.R.Dom.Rel.P. 53 G.L. c. 221, § 57 <b>S</b>	By Judge from Court List	- Admission to practice before SJC in good standing; - No felony conviction; <b>and</b> - Former Probate and Family Court Judge who resigned, <b>or</b> - At least 15 years of experience practicing in the domestic relations field in the Probate and Family Courts of Massachusetts, which has included participating in at least 7 domestic relations trials in which, for at least two days of each trial, witnesses were examined by applicant and gave testimony on the stand, <b>and</b> - Professional liability insurance of at least \$100,000.00 coverage; <b>or</b> - Retired Probate and Family Court Judge	To Apply Contact  List Coordinator Administrative Office Probate and Family Court P.O. Box 9666 Boston, MA 02114-9666

	Type of Appointment		Method of Appointment	Qualifications	Method of Application
20.	<b>Special Master</b> to perform specific acts, Mass.R.Civ.P. 70, Mass.R.Dom.Rel.P. 70	<b>T</b>	By Judge from Court List	Any person who is on list for category D, G, J or Q or any attorney on F	There is no separate application for category T. Inclusion on any one or more of the following lists makes a candidate eligible for appointment in category T: D, G, J or Q or an attorney on F
21.	<b>Discovery Master</b> Mass.R.Dom.Rel.P. 26(j)	<b>U</b>	By Judge from Court List	<ul style="list-style-type: none"> <li>- Admission to practice before SJC in good standing;</li> <li>- No felony conviction;</li> <li>- At least 10 years of experience practicing in the domestic relations field in the Probate and Family Courts of Massachusetts, which has included participating in at least 5 domestic relations trials in which, for at least two days of each trial, witnesses were examined by applicant and gave testimony on the stand</li> <li>- Have represented a party in at least 5 cases which included contested discovery issues which were submitted to the judge or to a discovery master</li> <li>- Professional liability insurance of at least \$100,000.00 coverage;</li> <li>- 3 hours per year (After 2001) of CLE in this field</li> </ul>	<p>To Apply Contact</p> <p>List Coordinator Administrative Office Probate and Family Court P.O. Box 9666 Boston, MA 02114-9666</p>

	Type of Appointment	Method of Appointment	Qualifications	Method of Application
22.	<b>Counsel</b> for elderly person in protective services action, G.L. c. 19A, § 20, disabled person in protective services action, G.L. c. 19C, § 7 <b>V</b>	By Judge from Court list or CPCS list	Any person who is on list for category A, B, D or I	There is no separate application for category V. Inclusion on any one or more of the following lists makes a candidate eligible for appointment in category V: A, B, D or I
23.	<b>Counsel</b> for Defendant criminal contempt action, G.L. c. 211D, § 6(b)(ii) <b>W</b>	By Judge from Court list	<ul style="list-style-type: none"> <li>- Admission to practice before SJC in good standing;</li> <li>- No felony conviction;</li> <li>- At least 3 years of experience practicing domestic relations law in the Probate and Family Courts of Massachusetts, including contempt cases</li> <li>- Current certification by CPCS to accept appointments as counsel for defendants in criminal cases</li> <li>- familiarity with the provisions of G.L. c. 215, §§ 34, 34A and 34B</li> <li>- Professional liability insurance of at least \$100,000.00 coverage;</li> <li>- 6 hours per year (After 2001) of CLE in this field</li> </ul>	<p>To Apply Contact</p> <p>List Coordinator Administrative Office Probate and Family Court P.O. Box 9666 Boston, MA 02114-9666</p>

	Type of Appointment	Method of Appointment	Qualifications	Method of Application
24.	<b>Counsel</b> (Military Attorney) <b>X</b> for person in armed forces, Soldiers' & Sailors' Civil Relief Act, 50 U.S.C. App. § 520, <i>U.S. v.</i> <i>Henagan</i> , 552 F.Supp 350 (M.D. Alabama N.D. 1982)	By Judge from Court list	Any person who is on list for category D, G or Q or any attorney on list F	There is no separate application for category X. Inclusion on any one or more of the following lists makes a candidate eligible for appointment in category X: D, G or Q or any attorney on list F
25.	<b>Special Process Server</b> <b>Y</b> G.L. c. 215, § 34A	By Judge from Court list	- Current appointment as constable by a city pursuant to G.L. c. 41, § 91, <b>or</b> - Current appointment as constable by selectmen of a town pursuant to G.L. c. 41, § 91A, <b>and</b> - Professional liability insurance with at least \$100,000.00 coverage	To Apply Contact  List Coordinator Administrative Office Probate and Family Court P.O. Box 9666 Boston, MA 02114-9666
26.	<b>Stenographer</b> <b>Z</b> Supplemental Probate Court Rule 202	By Judge from Court list	- A Certified Court Reporter in any state in the United States, <b>or</b> - A Registered Professional Reporter registered with the National Court Reporters' Association, <b>and</b> - Professional liability insurance with at least \$100,000.00 coverage	To Apply Contact  List Coordinator Administrative Office Probate and Family Court P.O. Box 9666 Boston, MA 02114-9666



	Type of Appointment	Method of Appointment	Qualifications	Method of Application
27.	<b>Visitation Supervisor</b> <b>AA</b>	By Judge from Court list	The Probate and Family Court Department will establish qualifications for these appointments during the course of the year 2002. After the qualifications have been announced, interested persons may obtain application forms from the List Coordinator at the Administrative Office of the Probate and Family Court Department.	To Apply Contact  List Coordinator Administrative Office Probate and Family Court P.O. Box 9666 Boston, MA 02114-9666
28.	<b>Transcriber</b> <b>BB</b>	By Judge from Court list	- A Certified Court Reporter in any state in the United States, <b>or</b> - A Registered Professional Reporter registered with the National Court Reporters' Association, <b>and</b> - Professional liability insurance with at least \$100,000.00 coverage	To Apply Contact  List Coordinator Administrative Office Probate and Family Court P.O. Box 9666 Boston, MA 02114-9666

# SJC RULE 1:07 (1) REPORT

<b>COURT:</b> Superior Court Department				
<b>FISCAL YEAR:</b> 2002				
	Type of Appointment	Method of Appointment	Qualifications	Method of Application
1.	<b>Medical Malpractice Tribunal Attorney</b> , G. L. c. 231, § 60B	From Massachusetts Bar Association list	Qualifications set by MBA	Apply to:  Mass. Bar Association 20 West Street Boston, MA 02111 Attn.: Jean Stevens
2.	<b>Medical Malpractice Tribunal Physician</b> , G. L. c. 231, § 60B	From Massachusetts Medical Society list	Qualifications set by MMS	Apply to:  Mass. Medical Society 860 Winter Street Waltham, MA 02451 Attn.: Legal Services

	Type of Appointment	Method of Appointment	Qualifications	Method of Application
3.	<b>Master</b> Mass. R. Civ. P. 53 Sup. Ct. Rule 49	By Judge from Superior Court Department list	<p>1) Admission to practice law in the Commonwealth of Massachusetts and in good standing,</p> <p>2) No felony convictions,</p> <p>3) At least 3 years experience as a practicing attorney within the Commonwealth, and</p> <p>4) Professional liability insurance with at least \$100,000 coverage.</p>	<p>Apply to:</p> <p>Marie Zollo, Regional Coordinator 1417 J. W. McCormack Post Office and Courthouse 90 Devonshire Street Boston, MA 02109 (617) 788-8130</p> <p>Applicant must submit:</p> <p>1) Application (call above # for a copy), 2) Letter of interest describing qualifications and experience, 3) Resume, and 4) Two letters of recommendation (preferably one letter from a presiding Superior Court Judge, a retired Superior Court Judge, or a Clerk-Magistrate of the Superior Court)</p>

	<b>Type of Appointment</b>	<b>Method of Appointment</b>	<b>Qualifications</b>	<b>Method of Application</b>
4.	<b>Receiver</b> Mass. R. Civ. P. 66 Superior Court Rule 51 G.L. c. 155, § 52	By Judge from Superior Court Department list.	Same as for Master	Same as for Master
5.	<b>Arbitrator</b> G.L. c. 251, § 3	By Judge from Superior Court Department list.	Same as for Master	Same as for Master
6.	<b>Guardian ad litem</b>	By Judge from Superior Court Department list	Same as for Master	Same as for Master
7.	<b>Counsel</b> for indigent and marginally indigent defendants in criminal matters	By Judge from CPCS list	Certification by CPCS	Apply to:  Committee for Public Counsel Services 44 Bromfield Street Boston, MA 02108 (617) 482-6212 <a href="http://www.state.ma.us/cpcs">www.state.ma.us/cpcs</a>
8.	<b>Counsel</b> for defendants in Petitions to commit as mentally ill. G.L. c. 123, § 16	By Judge from CPCS list	Certification by CPCS	Apply to:  Committee for Public Counsel Services 44 Bromfield Street Boston, MA 02108 (617) 482-6212 <a href="http://www.state.ma.us/cpcs">www.state.ma.us/cpcs</a>

	Type of Appointment	Method of Appointment	Qualifications	Method of Application
9.	<b>Counsel</b> for persons declared sexually dangerous petitioning for release. G.L. c. 123A, § 9	By Judge from CPCS list	Certification by CPCS	Apply to:  Committee for Public Counsel Services 44 Bromfield Street Boston, MA 02108 (617) 482-6212 <a href="http://www.state.ma.us/cpcs">www.state.ma.us/cpcs</a>
10.	<b>Counsel</b> for Persons Appealing from Commitment Orders and Authorizations to Treat G.L. c. 123, § 9(b)	By Judge from CPCS list	Certification by CPCS	Apply to:  Committee for Public Counsel Services 44 Bromfield Street Boston, MA 02108 (617) 482-6212 <a href="http://www.state.ma.us/cpcs">www.state.ma.us/cpcs</a>
11.	<b>Counsel</b> for minors seeking abortions or for their representatives G.L. c. 112, § 12S	By Judge from CPCS list	Certification by CPCS	Apply to:  Committee for Public Counsel Services 44 Bromfield Street Boston, MA 02108 (617) 482-6212 <a href="http://www.state.ma.us/cpcs">www.state.ma.us/cpcs</a>

	Type of Appointment	Method of Appointment	Qualifications	Method of Application
12.	<b>Counsel/Guardian <i>ad litem</i></b> - disabled persons - petition for protective services G.L. c. 19C, § 7	By Judge from CPCS list	Certification by CPCS	Apply to:  Committee for Public Counsel Services 44 Bromfield Street Boston, MA 02108 (617) 482-6212 <a href="http://www.state.ma.us/cpcs">www.state.ma.us/cpcs</a>